



ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2009-1017; FRL-9926-88]

Product Cancellation Order for Certain Pesticide Registrations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces EPA's order for the cancellations, voluntarily requested by the registrants and accepted by the Agency, of the products listed in Table 1 of Unit III., pursuant to the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). Any distribution, sale, or use of the products subject to this cancellation order is permitted only in accordance with the terms of this order, including any existing stocks provisions.

DATES: The cancellations are effective [*insert date of publication in the Federal Register*].

FOR FURTHER INFORMATION CONTACT: Joseph Nevola, Pesticide Re-Evaluation Division (7508P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-8037; email address: nevola.joseph@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this action apply to me?

This action is directed to the public in general, and may be of interest to a wide range of stakeholders including environmental, human health, and agricultural advocates;

the chemical industry; pesticide users; and members of the public interested in the sale, distribution, or use of pesticides. Since others also may be interested, the Agency has not attempted to describe all the specific entities that may be affected by this action.

B. How can I get copies of this document and other related information?

The docket for this action, identified by docket identification (ID) number EPA-HQ-OPP-2009-1017, is available at <http://www.regulations.gov> or at the Office of Pesticide Programs Regulatory Public Docket (OPP Docket) in the Environmental Protection Agency Docket Center (EPA/DC), West William Jefferson Clinton Bldg., Rm. 3334, 1301 Constitution Ave., NW., Washington, DC 20460-0001. The Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744, and the telephone number for the OPP Docket is (703) 305-5805. Please review the visitor instructions and additional information about the docket available at <http://www.epa.gov/dockets>.

II. What is the Agency's Authority for Taking this Action?

Section 6(f)(1) of FIFRA (7 U.S.C. 136d(f)(1)) provides that a registrant of a pesticide product may at any time request that any of its pesticide registrations be canceled or amended to terminate one or more uses. FIFRA further provides that, before acting on the request, EPA must publish a notice of receipt of any such request in the **Federal Register**. Thereafter, following the public comment period, the EPA Administrator may approve such a request.

III. What Action is the Agency Taking?

This notice announces the cancellation, as requested by registrants, of products registered under FIFRA section 3 (7 U.S.C. 136a). These registrations are listed in sequence by registration number in Table 1 of this unit.

Table 1.--Product Cancellations

EPA Registration No.	Product name	Chemical name
000279-09556	Intruder Residual Cylinder with Cyfluthrin	Piperonyl butoxide, Pyrethrins, and Cyfluthrin.
000769-00881	Pratt 25-5 ULV Mosquito Adulticide Concentrate	Pyrethrins and Piperonyl butoxide.
002693-00214	Micron Extra P-Blue	Tolylfluanid and Cuprous oxide.
002693-00215	Ultra P-Blue	Cuprous oxide and Tolylfluanid.
002724-00779	Permethrin Plus Home and Carpet Spray	Permethrin, MGK 264, and Pyriproxyfen.
004787-00043	Malathion Technical	Malathion.
004787-00046	Atrapa 8E	Malathion.
005382-00046	Chlorite Plus CD-2	Sodium chlorite.
005481-00350	Metam Sodium	Metam sodium.
005481-00418	Metam Sodium Soil Fumigant For All Crops	Metam sodium.
005481-00420	AMVAC Metam	Metam sodium.
005481-00446	Metacide 42	Metam sodium.
007969-00081	Pyramin DF Herbicide	Pyrazon.
007969-00108	Pyramin Super Herbicide	Pyrazon.
010088-00097	Insect Repellent Towel	MGK 264, MGK 326, and Diethyl toluamide.
010163-00174	Fireban Fire Ant Insecticide	Phosmet.
010163-00224	Ambush 0.5% Bait	Permethrin.
011603-00045	Nitrapyrin Technical	Nitrapyrin.
021164-00003	DURA KLOR	Sodium chlorite.
021164-00005	AKTA KLOR 80	Sodium chlorite.

035559-00002	Diesel STA-BIL	1,3,2-Dioxaborinane, 2,2'-((1-methyl-1,3-propanediyl)bis(oxy))bis(4-methyl- and 1,3,2-Dioxaborinane, 2,2'-oxybis(4,4,6-trimethyl-.
042750-00259	Glufosinate-Ammonium TGAI	Glufosinate-Ammonium.
047158-00002	Synergy 201	Poly(oxy-1,2-ethanediyl(dimethylimino)-1,2-ethanediyl (dimethylimino)-1,2-ethanediyl dichloride).
059639-00028	Orthene Tree and Ornamental Spray	Acephate.
059639-00086	Orthene 90 WSP	Acephate.
059639-00089	Orthene 75 WSP (Insecticide in a Water Soluble Bag).	Acephate.
062190-00028	Chemonite Part B	Cuprous oxide.
065217-00001	Biobor JF	1,3,2-Dioxaborinane, 2,2'-((1-methyl-1,3-propanediyl)bis(oxy))bis(4-methyl- and 1,3,2-Dioxaborinane, 2,2'-oxybis(4,4,6-trimethyl-.
066222-00108	Bromoxynil and Atrazine Herbicide	Atrazine and Bromoxynil octanoate.
066222-00119	Bromoxynil 2EC Herbicide	Bromoxynil octanoate.
066222-00120	Bromoxynil and MCPA Herbicide	MCPA, 2-ethylhexyl ester and Bromoxynil octanoate.
069361-00029	Pendim Weed and Feed	Pendimethalin.
069361-00030	Pendimethalin Technical	Pendimethalin.
069361-00031	Pendim 3.3 EC Herbicide	Pendimethalin.
069361-00032	Pendim H ₂ O Herbicide	Pendimethalin.
069461-00002	Revablue	Poly(oxy-1,2-ethanediyl(dimethylimino)-1,2-ethanediyl (dimethylimino)-1,2-ethanediyl dichloride).
071368-00070	Bromoxynil Technical	Bromoxynil.

071368-00071	Bromox Octanoic Acid Technical	Bromoxynil octanoate.
071995-00003	Kleeraway Grass & Weed Killer 2	Sodium acifluorfen and Glyphosate-isopropylammonium.
073801-00001	Deltamethrin Technical	Deltamethrin.
073801-00003	Sulfentrazone Technical	Sulfentrazone.
073801-00004	Deltamethrin 4.75% SC	Deltamethrin.
089118-00001	VCP-01 10WG	Bifenthrin.
CA-090010	Ethrel Brand Ethephon Plant Regulator	Ethephon.
HI-840004	AMCHEM Ethrel Pineapple Growth Regulator	Ethephon.
MA-090002	B-CAP 35 Antimicrobial Agent	Hydrogen peroxide.
PA-080004	B-CAP 50 Antimicrobial Agent	Hydrogen peroxide.

Table 2 of this unit includes the names and addresses of record for all registrants of the products in Table 1 of this unit, in sequence by EPA company number. This number corresponds to the first part of the EPA registration numbers of the products listed in Table 1 of this unit.

Table 2.--Registrants of Cancelled Products

EPA Company No.	Company name and address
279	FMC Corp. Agricultural Products Group, 1735 Market Street, RM 1978, Philadelphia, PA 19103.
769	Value Gardens Supply, LLC, Agent: AllPro Vector Group, 640 Griswold Street, Suite 200, Northville, MI 48167.
2693	AkzoNobel, Agent: International Paint, LLC, 2270 Morris Ave., Union, NJ 07083.
2724	Wellmark International, 1501 E. Woodfield Road, Suite 200 West, Schaumburg, IL 60173.

4787	Cheminova A/S, Agent: Cheminova Inc., 1600 Wilson Blvd., Suite 700, Arlington, VA 22209.
5382, 21164	Basic Chemicals Company, LLC, 5005 LBJ Freeway, Dallas, TX 75244.
5481	AMVAC Chemical Corporation, 4695 MacArthur Court, Suite 1200, Newport Beach, CA 92660-1706.
7969	BASF Corporation, 26 Davis Drive, P.O. Box 13528, Research Triangle Park, NC 27709-3528.
10088	Athea Laboratories Inc., P.O. Box 240014, Milwaukee, WI 53224.
10163	Gowan Company, P.O. Box 5569, Yuma, AZ 85366.
11603	ADAMA, Agent: MANA, Inc., 3120 Highwoods Blvd, Suite 100, Raleigh, NC 27604.
35559	Gold Eagle Co., Agent: Delta Analytical Corp., 12510 Prosperity Drive, Suite 160, Silver Spring, MD 20904.
42750	Albaugh, LLC, P.O. Box 2127, Valdosta, GA 31604-2127.
47158	Industrial Water Consulting, Inc., P.O. Box 36238, Indianapolis, IN 46236.
59639	Valent U.S.A. Corporation, 1600 Riviera Avenue, Suite 200, Walnut Creek, CA 94596.
62190	Arch Wood Protection, Inc., 360 Interstate North Parkway, Suite 450, Atlanta, GA 30339.
65217	Hammonds Fuel Additives, Inc., Agent: Delta Analytical Corp., 12510 Prosperity Drive, Suite 160, Silver Spring, MD 20904.
66222	Makhteshim Agan Of North America, Inc., 3120 Highwoods Blvd., Suite 100, Raleigh, NC 27604.

69361	Repar Corporation, Agent: Mandava Associates, LLC, 1050 Conn. Ave., NW., Suite 1000, Washington, DC 20036.
69461	Laboratoire Pareva, Agent: Technology Sciences Group Inc., 1150 18th Street NW., Suite 1000, Washington, DC 20036.
71368	Nufarm Inc., Agent: Nufarm Americas, Inc., 4020 Aerial Center Parkway, Suite 101, Morrisville, NC 27560.
71995	Monsanto Company, 1300 I Street, NW., Suite 450 East Washington, DC 20005.
73801	Tagos Chemicals India, LTD., Agent: Biologic, Inc., 115 Obtuse Hill Road, Brookfield, CT 06804.
89118	Vive CorpProtection, Inc., Agent: OMC Ag Consulting, 828 Tanglewood Ln., East Lansing, MI 48823.
CA-090010, HI-840004	Bayer CropScience, LP, 2 T.W. Alexander Drive, P.O. Box 12014, Research Triangle Park, NC 27709.
MA-090002, PA-080004	PeroxyChem, LLC, 2005 Market Street, Suite 3200, Philadelphia, PA 19103.

This cancellation order follows a notice of receipt of voluntary cancellation requests received from the registrants that issued in the **Federal Register** of March 12, 2015 (80 FR 12996) (FRL-9923-27). In the March 2015 document, EPA indicated that it would issue an order implementing the cancellations, unless the Agency received substantive comments within the 30-day comment period that would merit its further review of these requests, or unless the registrants withdrew their requests.

IV. Summary of Public Comments Received and Agency Response to Comments

The comment period closed on April 13, 2015. EPA received three comments. The comments agreed with the product cancellations. For this reason, the Agency does not believe that the comments submitted during the comment period merit further review or a denial of the requests for voluntary cancellation.

Further, the registrants did not withdraw their requests.

V. Cancellation Order

Pursuant to FIFRA section 6(f) (7 U.S.C. 136d(f)), EPA hereby approves the requested cancellations of the registrations identified in Table 1 of Unit III. Accordingly, the Agency hereby orders that the product registrations identified in Table 1 of Unit III. are canceled. The effective date of the cancellations that are the subject of this order is *[insert date of publication in the **Federal Register**]*. Any distribution, sale, or use of existing stocks of the products identified in Table 1 of Unit III. in a manner inconsistent with any of the provisions for disposition of existing stocks set forth in Unit VI. will be a violation of FIFRA.

VI. Provisions for Disposition of Existing Stocks

Existing stocks are those stocks of registered pesticide products which are currently in the United States and which were packaged, labeled, and released for shipment prior to the effective date of the cancellation action. The existing stocks provisions for the products subject to this order are as follows.

A. For Products (069361-00030, 073801-00003, and 089118-00001).

The registrants have indicated to the Agency via written response that there are no existing stocks because no production has ever occurred. Therefore, no existing stocks date is necessary. Registrants are prohibited from selling or distributing the existing

stocks of products listed in Table 1 of Unit III., except for export consistent with FIFRA section 17 (7 U.S.C. 136o) or for proper disposal. In addition, because no production has ever occurred, persons other than the registrants are prohibited from selling, distributing, or using the existing stocks.

B. For the Product (010163-00174).

The registrant has indicated to the Agency via written response that they will not sell or distribute any existing stocks after December 31, 2014, and as of that date will no longer have any current stock. Therefore, no existing stocks date for the registrant is necessary. The registrant is prohibited from selling or distributing existing stocks of the product listed in Table 1 of Unit III., except for export consistent with FIFRA section 17 (7 U.S.C. 136o) or for proper disposal. Persons other than the registrant may sell, distribute, or use the existing stocks until such stocks are exhausted, provided that such sale, distribution, or use is consistent with the terms of the previously approved labeling on, or that accompanied, the canceled product.

C. For Products (059639-00028, 059639-00086, and 059639-00089).

Since the notice in the **Federal Register** of March 12, 2015 (80 FR 12996) (FRL-9923-27), EPA received clarification from the registrant which indicates that the manufacture and distribution for these products ended about 6 to 7 years ago. Therefore, no existing stocks date is necessary for the registrant. The registrant is prohibited from selling or distributing the existing stocks of products listed in Table 1 of Unit III., except for export consistent with FIFRA section 17 (7 U.S.C. 136o) or for proper disposal. In addition, because 6 to 7 years has passed, the Agency believes that existing stocks have been exhausted and no existing stocks date is necessary for persons other than the

registrant. Persons other than the registrant are prohibited from selling, distributing, or using the existing stocks.

D. For All Other Products Identified in Table 1 of Unit III.

The registrants may continue to sell and distribute existing stocks of products listed in Table 1 of Unit III. until [*insert date 1 year after date of publication in the Federal Register*], which is 1 year after the publication of this Cancellation Order in the **Federal Register**. Thereafter, the registrants are prohibited from selling or distributing products listed in Table 1 of Unit III. except for export in accordance with FIFRA section 17 (7 U.S.C. 136o), or proper disposal. Persons other than the registrants may sell, distribute, or use existing stocks of products listed in Table 1 of Unit III. until existing stocks are exhausted, provided that such sale, distribution, or use is consistent with the terms of the previously approved labeling on, or that accompanied, the canceled products.

Authority: 7 U.S.C. 136 *et seq.*

Dated: May 14, 2015.

Richard P. Keigwin, Jr.,

Director, Pesticide Re-Evaluation Division, Office of Pesticide Programs.

Billing Code: 6560-50-P

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